

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Buswell et al.

Docket No.: 234.00010123

Title: INTAKE DEVICE FOR USE WITH INTERNAL COMBUSTION ENGINES

Assistant Commissioner for Patents

Mail Stop PATENT APPLICATION

P.O. Box 1450

Alexandria, VA 22313-1450

03914 U.S. PTO
10/633766
08/04/03

We are transmitting the following documents along with this Transmittal Sheet (which is submitted in triplicate):

☒ **UTILITY PATENT APPLICATION** including:

☒ Specification (30 consecutively numbered pgs, including 33 claims on 5 consecutively numbered pgs and a 1 pg Abstract);

☒ Drawings (33 Figures on 16 sheets);

☒ A signed Declaration and Power of Attorney (2 pgs) and a substitute Declaration and Power of Attorney (8 pgs).

☒ Application Data Sheet (2 pgs).

☒ An itemized return postcard.

☐ An Assignment of the invention to __ and Recordation Form Cover Sheet.

☐ A check in the amount of \$40.00 to pay the Assignment Recording Fee.

☐ A certified copy of a __ application, Serial No. __, filed ____, the right of priority of which is claimed under 35 U.S.C. §119.

☐ Other: ____.

☒ A check in the amount of \$534 to pay the filing fee, which is calculated below:

X Small Entity Status is entitled to be asserted in the above-identified application.

APPLICATION FILING FEE					
	Number of Pending Claims (1)	Claims Included in Basic Filing Fee (2)	Number of Extra Claims (1-2)	Cost per Extra Claim	Fee Required
Total Claims	33	20	13	x \$9 =	\$117
Independent Claims	4	3	1	x \$42 =	\$42
One or More Multiple Dependent Claims Presented? If Yes, Enter \$140 Here →					--
Enter Basic Filing Fee (Utility Patent-\$375) Here →					\$375
Total Application Filing Fee					\$534

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895. Triplicate copies of this sheet are enclosed.

MUETING, RAASCH & GEBHARDT, P.A.

Customer Number: 26813

By: 

Name: Mark J. Gebhardt

Reg. No.: 35,518

Direct Dial: 612-305-1216

Facsimile: 612-305-1228

CERTIFICATE UNDER 37 CFR §1.10:

"Express Mail" mailing label number: EV073736737US

Date of Deposit: 4 August 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Mail Stop PATENT APPLICATION, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 

Name: Sue Dombroske

(SMALL ENTITY TRANSMITTAL UNDER RULE 1.10)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket Number	Anticipated Classification		Prior Application	
234.00010123	Class	Subclass	Examiner Erick R. Solis	Art Unit 3747

REQUEST FOR FILING A CONTINUATION APPLICATION
UNDER RULE §1.53(b)

Assistant Commissioner for Patents
Mail Stop PATENT APPLICATION
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a continuation application under 37 CFR §1.53(b) of Serial No. 09/753,468, Confirmation No. 2666, filed on 3 January 2001, entitled INTAKE DEVICE FOR USE WITH INTERNAL COMBUSTION ENGINES by the inventor(s) listed below:

1. Mark L. Buswell
Address: 8789 Parklawn Court
Prior Lake, Minnesota 55372
Citizenship: United States of America

2. Craig L. Buswell
Address: 1198 Villa Court
Hastings, Minnesota 55033
Citizenship: United States of America

1. ☐ Enclosed is a copy of the specification (including claims, abstract, and drawings) as filed in the prior application.
2. ☒ Enclosed is a new specification (including claims and abstract). The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference.
3. ☒ Enclosed are copies of the Declaration and Power of Attorney and Substitute Declaration and Power of Attorney, both filed in the prior application.
4. ☐ Enclosed is a newly executed Declaration and Power of Attorney.
5. ☒ Enclosed are drawings (16 sheets).
6. ☐ Cancel in this application claims ____ before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)
7. ☒ A preliminary amendment is enclosed.

Filed: Herewith

Title: INTAKE DEVICE FOR USE WITH INTERNAL COMBUSTION ENGINES

8. X The filing fee is calculated below:

CLAIMS AS FILED			
NUMBER FILED	NUMBER EXTRA	RATE	BASIC FEE \$375
Total Claims 33-20 =	13	\$9	\$117
Independent Claims 4 -3 =	1	\$42	\$42
MULTIPLE DEPENDENT CLAIM PRESENTED		\$140	\$--
FILING FEE:			\$534

9. X A check in the amount of \$534 is attached.
10. X The Commissioner is hereby authorized to charge any additional fees as set forth in 37 CFR §1.16 to 1.18 which may be required by this paper or credit any overpayment to Account No. 13-4895.
11. This application is being filed by less than all of the inventors named in the prior application. Please delete the names of the following inventor(s) who are not inventors of the invention claimed in the present application:
12. X Amend the specification by substituting as the first sentence on page 1, the following: -- The present application is a continuation application of Serial No. 09/753,468, filed on 3 January 2001, which is a continuation application of Serial No. 09/542,966, filed on 4 April 2000, which is a continuation application of Serial No. 09/115,113, filed on 13 July 1998, which is a continuation-in-part of Serial No. 08/993,950, filed on 18 December 1997, all of which are incorporated herein by reference.--
13. Priority of foreign application Serial No. , filed on in (country) is claimed under 35 U.S.C. §119.
14. The prior application is assigned of record to .
15. X The Power of Attorney in the prior application is to:

Filed: Herewith

Title: INTAKE DEVICE FOR USE WITH INTERNAL COMBUSTION ENGINES

Mark J. Gebhardt

Mueeting, Raasch & Gebhardt, P.A.

P.O. Box 581415

Minneapolis, MN 55458-1415

Customer Number 26813

16. X Small Entity Status is entitled to be asserted in the above-identified application.

17. X Application Data Sheet.

Address all future communications to:

MUETING, RAASCH & GEBHARDT, P.A.

P.O. Box 581415

Minneapolis, Minnesota 55458-1415

Customer Number 26813

Attn: Mark J. Gebhardt

(Telephone: 612-305-1220)

(Facsimile: 612-305-1228)

Date: 4 Aug 2003



Mark J. Gebhardt


Reg. No. 35,518

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"Express Mail" mailing label number EV073736737US

Date of Deposit 4 August 2003

I hereby certify that this paper and/or fee is/are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Mail Stop PATENT APPLICATION, P.O. Box 1450, Alexandria, VA 22313-1450.


Name: Sue Dombroske